

§ 611.1

10 CFR Ch. II (1–1–16 Edition)

611.3 Advanced technology vehicle.

Subpart B—Direct Loan Program

- 611.100 Eligible applicant.
- 611.101 Application.
- 611.102 Eligible project costs.
- 611.103 Application evaluation.
- 611.104 [Reserved]
- 611.105 Agreement.
- 611.106 Environmental requirements.
- 611.107 Loan terms.
- 611.108 Perfection of liens and preservation of collateral.
- 611.109 Audit and access to records.
- 611.110 Assignment or transfer of loans.
- 611.111 Default, demand, payment, and collateral liquidation.
- 611.112 Termination of obligations.

Subpart C—Facility Funding Awards

- 611.200 Purpose and scope.
- 611.201 Applicability.
- 611.202 Advanced Technology Vehicle Manufacturing Facility Award Program.
- 611.203 Eligibility.
- 611.204 Awards.
- 611.205 Period of award availability.
- 611.206 Existing facilities.
- 611.207 Small automobile and component manufacturers.
- 611.208–611.209 [Reserved]

AUTHORITY: Pub. L. 110–140 (42 U.S.C. 17013), Pub. L. 110–329.

SOURCE: 73 FR 66731, Nov. 12, 2008, unless otherwise noted.

Subpart A—General

§ 611.1 Purpose.

This part is issued by the Department of Energy (DOE) pursuant to section 136 of the Energy Independence and Security Act of 2007, Public Law 110–140, as amended by section 129 of Public Law 110–329. Specifically, section 136(e) directs DOE to promulgate an interim final rule establishing regulations that specify eligibility criteria and that contain other provisions that the Secretary deems necessary to administer this section and any loans made by the Secretary pursuant to this section.

§ 611.2 Definitions.

The definitions contained in this section apply to provisions contained in both subpart A and subpart B.

Adjusted average fuel economy means a harmonic production weighted average of the combined fuel economy of all ve-

hicles in a fleet, which were subject to CAFE.

Advanced technology vehicle means a passenger automobile or light truck that meets—

(1) The Bin 5 Tier II emission standard established in regulations issued by the Administrator of the Environmental Protection Agency under section 202(i) of the Clean Air Act (42 U.S.C. 7521(i)), as of the date of application, or a lower-numbered Bin emission standard;

(2) Any new emission standard in effect for fine particulate matter prescribed by the Administrator under that Act (42 U.S.C. 7401 *et seq.*), as of the date of application; and

(3) At least 125 percent of the harmonic production weighted average combined fuel economy, for vehicles with substantially similar attributes in model year 2005.

Agreement means the contractual loan arrangement between DOE and a Borrower for a loan made by and through the Federal Financing Bank with the full faith and credit of the United States government on the principal and interest.

Applicant means a party that submits a substantially complete application pursuant to this part.

Application means the compilation of the materials required by this part to be submitted to DOE by an Applicant. One Application can include requests for one or more loans and one or more projects. However, an Application covering more than one project must contain complete and separable information with respect to each project.

Automobile is used as that term is defined in 49 CFR part 523.

Borrower means an Applicant that receives a loan under this Program.

CAFE means the Corporate Average Fuel Economy program of the Energy Policy and Conservation Act, 49 U.S.C. 32901 *et seq.*

Combined fuel economy means the combined city/highway miles per gallon values, as are reported in accordance with section 32904 of title 49, United States Code. If CAFE compliance data is not available, the combined average fuel economy of a vehicle must be demonstrated through the use of a peer-reviewed model.